

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below under my name.

I believe that I am the original and first inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PLANT ROOT AND BULB PROTECTION DEVICE

the Specification of which

☒ is attached hereto
☐ was filed on
as Application Serial No.
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified Specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any provisional application filed in the United States in accordance with 35 U.S.C. §1.119(e), or any application for patent that has been converted to a Provisional Application within one (1) year of its filing date, or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

<u>APPLICATION</u>	<u>PRIOR FILED APPLICATION(S)</u>	<u>PRIORITY</u>
<u>NUMBER</u>	<u>COUNTRY (DAY/MONTH/YEAR FILED)</u>	<u>CLAIMED</u>

NONE

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION	FILING DATE	STATUS - PATENTED, PENDING,
<u>NO.</u>	<u>(DAY/MONTH/YEAR)</u>	<u>ABANDONED</u>

N O N E

I hereby appoint as my attorneys or agents the following person: Steven B. Stein (Registration No. 43,159), said attorneys or agents with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Please address all correspondence regarding this application to:

STEVEN B. STEIN, ESQ.
STEIN & STEIN
164 ROUTE 10 WEST
SUCCASUNNA, NEW JERSEY 07876

Direct all telephone calls to Steven B. Stein at (973) 252-1080.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST OR SOLE INVENTOR	:	ROSEMARIE P. DENICOLA
FULL RESIDENCE ADDRESS	:	212 NORTH ROAD
		CHESTER, NJ 07930
COUNTRY OF CITIZENSHIP	:	UNITED STATES
FULL POST OFFICE ADDRESS	:	212 NORTH ROAD
		CHESTER, NJ 07930

SIGNATURE OF INVENTOR

DATE

Rosemarie P. Denicola
July 29, 2003

Applicant : ROSEMARIE DENICOLA
Application No. : Not yet assigned
Filed : Herewith
For : PLANT ROOT AND BULB PROTECTION DEVICE

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 C.F.R. 1.9(f) AND 1.27(b)) - INDEPENDENT INVENTOR**

As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under Sections 41(a) and 41(b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled described in:

- ☒ the specification filed herewith
☐ Application No. _____, filed
☐ Patent No. _____, issued _____.

I have not assigned, granted, conveyed, or licensed and am under no obligation under contract or law to assign, grant, convey, or license any rights in the invention either to any person who could not be classified as an independent inventor under 37 C.F.R. §1.9(c) if that person had made the invention, or to any concern that would not qualify as either a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ no such person, concern, or organization
☐ persons, concerns, or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27.)

FULL NAME ROSEMARIE DENICOLA

ADDRESS 212 NORTH ROAD, CHESTER, NJ 07930

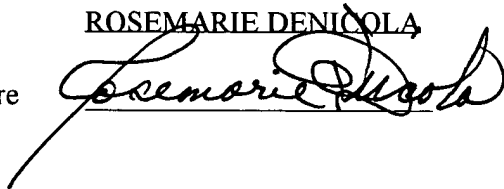
☒ individual ☐ small business concern ☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b).)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name ROSEMARIE DENICOLA

Signature

A handwritten signature in cursive script, appearing to read "Rosemarie Denicola", written over a horizontal line.

Date

7-31-03